REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	29 September 1998
Name of applicant/court:	The District Court at Wellington
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Fe01_011.jpg
Other Known Titles:	Not Stated
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Computer Photographic Image
Country of Origin:	Not Applicable
Language:	Not Applicable

Components of film originally examined:

Feature:	Not Applicable	Running time:
Trailers:		Running time:
		Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

… Please turn over

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on Not Applicable

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SUMMARY OF THE REASONS FOR DECISION:

The computer photographic image entitled *Fe01_011.jpg* is classified as: Objectionable.

The computer photographic image promotes and supports the exploitation of children for sexual purposes. The image depicts a female child's genitals and anus in close focus. The child is bent over to facilitate the camera to obtain such a close focus view of the genitals and anus. The format of the image, as a computer image file, allows easy reproduction and distribution of such files via national and international telecommunications networks. Images similar in character to this image are said to have been found in the same computer. Given these characteristics, the Classification Office is of the opinion that the image is likely to be used for the sexual gratification of adults with a sexual interest in children. The publication therefore promotes and supports the exploitation of children for sexual purposes.

Section 14 of the New Zealand Bill of Rights Act 1990 (NZBR Act) does not apply to this publication because it has been determined that s3(2) of the Films, Videos, and Publications Classification Act 1993 applies. This provision overrides the NZBR Act because it is a deeming provision which cannot be given a meaning that is consistent with the rights and freedoms of the NZBR Act.

OFLC Ref: 9800353